PATENT TO

S/N 09/970,146

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Eric G. Lovett et al.

Examiner: Kennedy Schaetzle

Serial No.:

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Group Art Unit: 3762

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MEDICAL DEVICE HAVING RHEOMETRIC MATERIALS AND METHOD

THEREFOR

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

This responds to the Office Action dated August 24, 2004. Please amend the aboveidentified patent application as follows.